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APR 26 2012

STATE BAR COURT
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LOS ANGELES

PUBLIC MATTER

STATE BAR COURT OF CALIFORNIA

HEARING DEPARTMENT – LOS ANGELES

In the Matter of)
CHRISTOPHER LEE DIENER)
Member No. 187890)
A Member of the State Bar.)

Case Nos.: **09-O-12029-RAP et al.**

**ORDER RE RESPONDENT'S MOTION
TO EXTEND TIME TO TAKE THE
MPRE**

On April 19, 2012, respondent **Christopher Lee Diener** filed a motion for extension of time to take and pass the Multistate Professional Responsibility Examination (MPRE).

Respondent's motion for extension of time was accompanied by an application for an immediate stay of the effective date of his suspension for failing to pass the MPRE (motion to stay).

On April 24, 2012, Office of Probation Supervising Attorney Terrie Goldade filed an opposition. In its opposition, the Office of Probation pointed out respondent's poor performance on his recent attempt to pass the MPRE and his failure to timely comply with various conditions of his disciplinary probation. In addition, the Office of Probation noted that respondent's motion to stay was not ripe because the Office of Probation had yet to notify the Review Department of respondent's failure to timely pass the MPRE.

After thorough consideration of the parties' pleadings, the court issues the following orders:



1. Respondent's motion to extend the time within which he must prove passage of the MPRE to the Office of Probation is **GRANTED**, good cause having been shown.¹

Respondent is **ORDERED** to provide proof of passage of the MPRE to the Office of Probation on or before September 28, 2012; and

2. Respondent's motion to stay is **DENIED**, as moot.²

IT IS SO ORDERED.

Dated: April 26, 2012.



RICHARD A. PLATEL
Judge of the State Bar Court

¹ This marks the second time the court has issued an order extending respondent's time for to take and pass the MPRE.

² The court notes that had the Review Department actually issued an order suspending respondent for his failure to pass the MPRE, this court would lack jurisdiction to stay that suspension.

CERTIFICATE OF SERVICE

[Rules Proc. of State Bar; Rule 5.27(B); Code Civ. Proc., § 1013a(4)]

I am a Case Administrator of the State Bar Court of California. I am over the age of eighteen and not a party to the within proceeding. Pursuant to standard court practice, in the City and County of Los Angeles, on April 26, 2012, I deposited a true copy of the following document(s):

ORDER RE RESPONDENT'S MOTION TO EXTEND TIME TO TAKE THE MPRE

in a sealed envelope for collection and mailing on that date as follows:

- by first-class mail, with postage thereon fully prepaid, through the United States Postal Service at Los Angeles, California, addressed as follows:

CHRISTOPHER L. DIENER
18881 VON KARMAN AVE., 16TH FL
IRVINE, CA 92612

- by interoffice mail through a facility regularly maintained by the State Bar of California addressed as follows:

TERRIE GOLDADE, Enforcement, Los Angeles

I hereby certify that the foregoing is true and correct. Executed in Los Angeles, California, on April 26, 2012.



Angela Carpenter
Case Administrator
State Bar Court